IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 52 OF 2005
IN
LETTERS PATENT APPEAL (St.) NO. 4807 OF 2005
IN
WRIT PETITION NO. 6922 OF 2004

Ramniklal Deoshankar Oza & Ors..... . Applicants.
V/s
Mangalal Sardas Malshe . .. . Respondent

Mr.S. L. Suryawanshi, Adv. for the applicants.

None for the respondents.

CORAM: V.G. PALSHIKAR
AND
D.B. BHOSALE, JJ.
21.10.2005.

PC:

The impugned order obviously is passed under Article 227 of the Constitution of India. Appeal against an order passed under Article 227 of the Constitution of India under clause 15 of Letters Patent Appeal is not maintainable. Mere mention of Article 226 cannot create a right in the litigant to choose the Forum or create a right to an appeal. Hence appeal is dismissed. Civil Application, if any, stands disposed of accordingly.

21.10.05